THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION No.21079 of 1999

Dated: 05.07.2006

Between:

Sri Biswanatha Bhartiya Complex, Eluru,
rep., by its President Nerella Raja S/o Venkataswamy.

... PETITIONER

And:

The Deputy Commissioner of Labour, Zone-II,
West Godavari District and another.

...RESPONDENTS

THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION No.21079 of 1999

ORDER:

This writ petition is filed seeking a declaration that the order, dated 14.09.1999, passed by the first respondent in I.A.No.34 of 1999 in M.W.No.53 of 1998, before the Court of Authority under Minimum Wages Act 1948 and Deputy Commissioner of Labour Zone-II, Eluru, is arbitrary and illegal.

This Court, while ordering Rule Nisi on 08.10.1999 observed as follows:

> " The first respondent decided the issue whether Minimum Wages Act can be applicable to voluntary organisations or not in I.A.34 of 1999 in M.W.53 of 1998on 14.09.1999 and further proceedings are yet to be completed. Hence, I am not inclined to stay further proceedings in the

matter. As and when the final orders are passed, it is open for the petitioner to file a separate writ petition or seek an amendment to the prayer in this writ petition."

As this writ petition is filed challenging the orders passed in an interlocutory application and pursuant to the above observation no amendment to the prayer is sought for, this Court is of the view that the writ petition has become infructuous.

Accordingly, the writ petition is dismissed as infructuous. No costs.

05.07.2006

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